IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF PENNSYLVANIA

ROBERT E. IVORY, JR.,)
Plaintiff, v. TAMMY CESARINO-MARTIN; SGT. SHAFFER; and CORRECTIONS OFFICER RYAN, Defendants.))) Civil Action No. 08-1572)) Magistrate Judge Lisa Pupo Lenihan)))
VEDDA	
VERDIC	of SLIP
AND NOW come the parties jointly,	by and through their respective counsel, and
respectfully submit the following proposed v	erdict slip:
Question # 1 Do you find that there was a substant	tial risk that plaintiff Robert Ivory would be
attacked by inmate Russell Nance, while both	n were housed at SCI-Fayette?
YES	NO
IF YOU ANSWER QUESTION 1 "YES,"	PROCEED TO QUESTION 2. IF YOU
ANSWER QUESTION 1 "NO," SIGN Y	OUR NAME TO THE LAST PAGE OF
THIS DOCUMENT AND NOTIFY THE	COURT THAT YOU HAVE REACHED
A VERDICT.	
Question # 2	
(a) Do you find that defendant Tammy	Cesarino-Martin had personal knowledge of
the substantial risk of harm to Plaintiff Ivory	from inmate Nance?
YES	NO

(b) Do you find that defendant Curtis Shaffer had personal knowledge of the
substantial risk of harm to Plaintiff Ivory from inmate Nance?
YES NO
(c) Do you find that defendant Francis Ryan had personal knowledge of the
substantial risk of harm to Plaintiff Ivory from inmate Nance?
YES NO
IF YOU ANSWER ANY SUBPART OF QUESTION 2 "YES," PROCEED TO
QUESTION 3, AND ANSWER ONLY AS TO THOSE DEFENDANTS FOR
WHOM YOU ANSWERED "YES" IN QUESTION 2. IF YOU ANSWER ALL
SUBPARTS OF QUESTION 2 "NO," SIGN YOUR NAME TO THE LAST PAGE
SUBPARTS OF QUESTION 2 "NO," SIGN YOUR NAME TO THE LAST PAGE OF THIS DOCUMENT AND NOTIFY THE COURT THAT YOU HAVE
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OF THIS DOCUMENT AND NOTIFY THE COURT THAT YOU HAVE REACHED A VERDICT. Question # 3
OF THIS DOCUMENT AND NOTIFY THE COURT THAT YOU HAVE REACHED A VERDICT. Question # 3 (a) Do you find that defendant Tammy Cesarino-Martin showed deliberate
OF THIS DOCUMENT AND NOTIFY THE COURT THAT YOU HAVE REACHED A VERDICT. Question # 3 (a) Do you find that defendant Tammy Cesarino-Martin showed deliberate indifference towards this risk by failing to take reasonable steps to abate it?
OF THIS DOCUMENT AND NOTIFY THE COURT THAT YOU HAVE REACHED A VERDICT. Question # 3 (a) Do you find that defendant Tammy Cesarino-Martin showed deliberate indifference towards this risk by failing to take reasonable steps to abate it?
OF THIS DOCUMENT AND NOTIFY THE COURT THAT YOU HAVE REACHED A VERDICT. Question #3 (a) Do you find that defendant Tammy Cesarino-Martin showed deliberate indifference towards this risk by failing to take reasonable steps to abate it? YES
OF THIS DOCUMENT AND NOTIFY THE COURT THAT YOU HAVE REACHED A VERDICT. Question # 3 (a) Do you find that defendant Tammy Cesarino-Martin showed deliberate indifference towards this risk by failing to take reasonable steps to abate it? YES

(c)	Do you	find that	defendant	Francis	Ryan	showed	deliberate	indifference	towards
this ris	k by faili	ng to tak	e reasonab	le steps	to abat	te it?			

IF YOU ANSWER ANY SUBPART OF QUESTION 3 "YES," PROCEED TO QUESTION 4. IF YOU ANSWER ALL SUBPARTS OF QUESTION 3 "NO," SIGN YOUR NAME TO THE LAST PAGE OF THIS DOCUMENT AND NOTIFY THE COURT THAT YOU HAVE REACHED A VERDICT.

Question 4

Did the failure to protect that you have found in answering questions 1, 2, and 3 cause Plaintiff Robert Ivory to suffer harm?

IF YOU ANSWER QUESTION 4 "YES," PROCEED TO QUESTION 5. IF YOU ANSWER QUESTION 4 "NO," SIGN YOUR NAME TO THE LAST PAGE OF THIS DOCUMENT AND NOTIFY THE COURT THAT YOU HAVE REACHED A VERDICT.

Question #5

AS YOU HAVE BEEN INSTRUCTED, YOU MUST DETERMINE LIABILITY IN THIS CASE AS TO EACH INDIVIDUAL DEFENDANT. IF YOU HAVE

ANSWERED "YES" TO ANY SUBPART OF QUESTIONS 2 AND 3 AS TO A PARTICULAR DEFENDANT, PROVIDE A DAMAGES AMOUNT FOR WHICH THAT DEFENDANT IS LIABLE IN THE SPACE PROVIDED BELOW.

What is the total amount of damages to which Plaintiff Robert Ivory is entitled from defendant:

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Nominal (\$1.00): \$ <u>-</u>

Compensatory: \$ -O-

Punitive: \$ \$ 50,000

(b) Curtis Shaffer

Nominal (\$1.00): \$ _ - O -

Compensatory: \$ -() -

Punitive: \$ - 0 -

(c) Francis Ryan

Nominal (\$1.00): \$ \$ 100

Compensatory: \$ \(^{\cup}_{-}\)

Punitive: \$ _-O-_

Date: JANUARY 26, 2011

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JURY FOREPERSON